

Thursday, May 20, 1999

Daily Digest

HIGHLIGHTS

Senate agreed to Emergency Supplemental Appropriation conference report.

Senate passed Juvenile Justice bill.

House agreed to the Senate amendment to H.R. 4, Declaration of Policy to Deploy a national Missile Defense—clearing the measure for the President.

House Committee ordered reported the Legislative appropriations for Fiscal Year 2000.

Senate

Chamber Action

Routine Proceedings, pages S5633–S5785

Measures Introduced: Sixteen bills and one resolution were introduced, as follows: S. 1086–1101, and S. Res. 104. Pages S5738–39

Measures Reported: Reports were made as follows:

S. 303, to amend the Communications Act of 1934 to enhance the ability of direct broadcast satellite and other multichannel video providers to compete effectively with cable television systems, with an amendment in the nature of a substitute. (S. Rept. No. 106–51) Page S5738

Measures Passed:

Juvenile Justice: By 73 yeas to 25 nays (Vote No. 140), Senate passed S. 254, to reduce violent juvenile crime, promote accountability by rehabilitation of juvenile criminals, and punish and deter violent gang crime, after taking action on the following amendments proposed thereto:

Pages S5633–42, S5683–S5732

Adopted:

By 79 yeas to 21 nays (Vote No. 133), Lott (for Smith (of Oregon)/Jeffords) Modified Amendment No. 366, to clarify provisions relating to pawn shops and special licensees. Pages S5633–42

By 51 yeas to 50 nays (Vote No. 134), Lautenberg/Kerrey Amendment No. 362, to regulate the sale of firearms at gun shows. Page S5642

By 75 yeas to 24 nays (Vote No. 137), Frist/Ashcroft Amendment No. 355, to amend the Individuals with Disabilities Education Act and the

Gun-Free Schools Act of 1994 to authorize schools to apply appropriate discipline measures in cases where students have firearms. Pages S5684–91

Harkin Amendment No. 368, to provide appropriate interventions and services to children who are removed from school, and to clarify Federal law with respect to reporting a crime committed by a child. Pages S5691–95

Hatch (for Helms) Amendment No. 369, to amend the Gun-Free Schools Act of 1994 to require a local educational agency that receives funds under the Elementary and Secondary Education Act of 1965 to treat possession, on school property, of felonious quantities of illegal drugs the same as gun possession on such property. Pages S5700–02

Hatch (for Harkin) Amendment No. 370, to amend section 10102 of the Elementary and Secondary Education Act of 1965 to enable local educational agencies to establish or expand school counseling programs. Pages S5700–02

Rejected:

By 41 yeas to 56 nays (Vote No. 138), Bond Modified Amendment No. 345, to establish a commission to study the motion picture industry and make recommendations to Congress and the President to promote accountability in the motion picture industry in order to reduce juvenile access to violent, pornographic, or other harmful material in motion pictures. Pages S5695–S5700, S5709

By 48 yeas to 50 nays (Vote No. 139), Biden Amendment No. 371, to establish a 21st century community policing initiative. Pages S5702–09

Note: The following amendment was incorporated into the Hatch/Leahy Amendment No. 363 (Managers' Package), which was adopted on Wednesday, May 19, 1999:

Wellstone Amendment No. 356, to improve the juvenile delinquency prevention challenge grant program.

Satellite Home Viewers Improvement Act: Senate passed H.R. 1554, to amend the provisions of title 17, United States Code, and the Communications Act of 1934, relating to copyright licensing and carriage of broadcast signals by satellite, after striking all after the enacting clause and inserting in lieu thereof, the text of S. 247, Senate companion measure, and after agreeing to the following amendments proposed thereto: Pages S5775–80

Hatch (for McCain) Amendment No. 372, to enhance the ability of direct broadcast satellite and other multichannel video providers to compete effectively with cable television systems. Page S5778

Hatch/Leahy Amendment No. 373 (to Amendment No. 372), to strike certain provisions amending title 17, United States Code. Page S5778

Hatch/Leahy Amendment No. 374, to make certain technical and conforming amendments. Page S5778

Hatch/Leahy Amendment No. 375, to modify the definition of unserved household, provide for a moratorium on copyright liability. Page S5778

Subsequently, S. 247 was placed back on the Senate calendar. Page S5780

Legal Representation Authorization: Senate agreed to S. Res. 104, to authorize testimony, production of documents, and legal representation in *United States v. Nippon Miniature Bearing, Inc.*, et al. Page S5780

Emergency Supplemental Appropriations—Conference Report: By 64 yeas to 36 nays (Vote No. 136), Senate agreed to the conference report on H.R. 1141, making emergency supplemental appropriations for the fiscal year ending September 30, 1999. Pages S5643–82

During consideration of this measure today, Senate also took the following action:

A point of order was made that certain provisions of the conference report were in violation of Section 206 of H. Con. Res. 68, Congressional Budget Resolution and, by 70 yeas to 30 nays (Vote No. 135), three fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to waive the aforementioned section with respect to the consideration of the conference report. Pages S5655–59

Treaty Approved: The following treaty having passed through its various parliamentary stages, up

to and including the presentation of the resolution of ratification, upon division, two-thirds of the Senators present and having voted in the affirmative, the resolution of ratification was agreed to:

Amended Mines Protocol, with one reservation, nine understandings, and thirteen conditions. (Treaty Doc. 105–1A); Pages S5780–85

Department of Defense Authorization—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1059, to authorize appropriations for fiscal year 2000 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, on Monday, May 24, 1999. Page S5785

Nominations Confirmed: Senate confirmed the following nomination:

Gary L. Visscher, of Maryland, to be a Member of the Occupational Safety and Health Review Commission. Pages S5774–75, S5785

Nominations Received: Senate received the following nominations:

Robert Clarke Brown, of Ohio, to be a Member of the Board of Directors of the Metropolitan Washington Airports Authority for a term expiring November 22, 2005. (Reappointment)

James B. Lewis, of New Mexico, to be Director of the Office of Minority Economic Impact, Department of Energy.

Lewis Andrew Sachs, of Connecticut, to be an Assistant Secretary of the Treasury.

1 Department of Defense nomination in the rank of general and Chairman of the Joint Chiefs of Staff. Page S5785

Messages From the House: Page S5736

Measures Referred: Page S5736

Communications: Pages S5736–37

Petitions: Pages S5737–38

Executive Reports of Committees: Page S5738

Statements on Introduced Bills: Pages S5739–64

Additional Cosponsors: Pages S5764–65

Amendments Submitted: Pages S5765–71

Authority for Committees: Page S5771

Additional Statements: Pages S5771–74

Record Votes: Eight record votes were taken today. (Total—140) Pages S5642, S5659, S5682, S5691, S5709, S5725

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:39 p.m., until 11 a.m., on Monday,

May 24, 1999. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S5785.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—FOREIGN ASSISTANCE PROGRAMS

Committee on Appropriations: Subcommittee on Foreign Operations concluded hearings on proposed budget estimates for fiscal year 2000 for foreign assistance programs, after receiving testimony from Madeleine K. Albright, Secretary of State.

CHILDREN'S INTERNET PROTECTION ACT

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 97, to require the installation and use by schools and libraries of a technology for filtering or blocking material on the Internet on computers with Internet access to be eligible to receive or retain universal service assistance, after receiving testimony from Mark James, Deputy Director, Intelligence Division, Bureau of Alcohol, Tobacco, and Firearms, Department of the Treasury; Howard P. Berkowitz, Anti-Defamation League, Washington, D.C.; Peter H. Nickerson, N2H2, Seattle, Washington; and Mark Potok, Southern Poverty Law Center, Montgomery, Alabama.

COMMERCIAL SPACE LAUNCH INDUSTRY

Committee on Commerce, Science and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on issues relating to the commercial space launch industry, after receiving testimony from Maj. Gen. Robert C. Hinson, Commander, 14th Air Force/Component Commander, United States Air Force Space Command; Keith Calhoun-Senghor, Director, Office of Space Commercialization, Technology Administration, Department of Commerce; Lori Garver, Associate Administrator for Policy and Plans, National Aeronautics and Space Administration; Patricia Grace Smith, Associate Administrator for Commercial Space Transportation, Federal Aviation Administration, Department of Transportation; D. Andrew Beal, Beal Aerospace Technologies, Inc., Frisco, Texas; Hoyt Davidson, Donaldson, Lufkin, and Jenrette Securities Corporation, New York, New York; John W. Douglass, Aerospace Industries Association of America, Inc., Washington, D.C.; Gale Schluter, Boeing Company, Arlington, Virginia; Peter B. Teets, Lockheed Martin Corporation, Bethesda, Maryland; and Stephen G. Wurst, Space Access, Palmdale, California.

ALLEGED CHINESE ESPIONAGE

Committee on Energy and Natural Resources: Committee held open and closed hearings to examine damage to the national security from alleged Chinese espionage at the Department of Energy nuclear weapons laboratories, receiving testimony from Notra Trulock, III, Acting Deputy Director, Office of Intelligence, and Edward Curran, Director, Office of Counterintelligence, both of the Department of Energy; Neil Gallagher, Assistant Director, National Security Division, Federal Bureau of Investigation, and James Baker, Deputy Counsel for Intelligence Operations, Office of Intelligence Policy and Review, both of the Department of Justice.

Hearings recessed subject to call.

NATIONAL OILHEAT RESEARCH ALLIANCE ACT

Committee on Energy and Natural Resources: Subcommittee on Energy Research, Development, Production and Regulation concluded hearings on S. 348, to authorize and facilitate a program to enhance training, research and development, energy conservation and efficiency, and consumer education in the oilheat industry for the benefit of oilheat consumers and the public, after receiving testimony from Donald Allen, E.T. Lawson, Hampton, Virginia, on behalf of the National Oilheat Research Alliance; and John Huber, Petroleum Marketers Association of America, Arlington, Virginia.

GASOLINE SULFUR STANDARDS

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety concluded hearings on the Environmental Protection Agency's proposed sulfur standard for gasoline as contained in the proposed Tier Two standards for automobiles, after receiving testimony from Carol M. Browner, Administrator, and Robert Perciasepe, Assistant Administrator for Air and Radiation, both of the Environmental Protection Agency.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

S. 746, to provide for analysis of major rules, to promote the public's right to know the costs and benefits of major rules, and to increase the accountability of quality of Government, with an amendment;

S. 468, to improve the effectiveness and performance of Federal financial assistance programs, simplify Federal financial assistance application and reporting requirements, and improve the delivery of services to the public, with amendments;